



IPW

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**PATENT**  
Attorney Docket No.: 000001-000800US

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

On 6/20/2006

FOUNTAINHEAD LAW GROUP PC

By: Chad Wold

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

Todd F. Mozer

Application No.: 09/875,261

Filed: June, 5 2001

For: CLIENT-SERVER SECURITY  
SYSTEM AND METHOD

Confirmation No.: 4605

Examiner: Martin Lerner

Technology Center/Art Unit: 2654

**PETITION TO WITHDRAW HOLDING  
OF ABANDONMENT FOR FAILURE TO  
RECEIVE OFFICE ACTION**

Attention: Office of Petitions  
**Mail Stop Petition**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
FAX (571) 273-8300

Sir:

In response to the Notice of Abandonment mailed May 16, 2006, Applicants hereby submit this petition and respectfully request that the Abandonment be withdrawn. The Office Action leading to the Abandonment was not received. A search of the file jacket and docket records indicates that the Office Action was not received. A copy of the Notice of Abandonment is attached hereto as Exhibit A. A copy of the docket record where the non-received Office Action would have been entered had it been received is attached as Exhibit B. A copy of the Office Action envelope and first page of the Office Action were downloaded from

PATENT  
Attorney Docket No.: 000001-000800US

the PTO Public Pair website. A copy of the downloaded Office Action envelope is attached here to as Exhibit C. The envelope shows that the Office Action was "Returned to Sender" by the Post Office and received back at the PTO Mail Center on September 26, 2006. A copy of the downloaded Office Action first page is attached here to as Exhibit D. The first page of the Office Action shows a mailing date of September 19, 2005, and shows that it was received by the PTO OIPE/IAP on September 27, 2005.

In view of the foregoing, Applicants believe that Abandonment of this Application should be withdraw because the Office Action was not received.

Respectfully submitted,



Chad R. Walsh  
Reg. No. 43,235

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Santa Clara, CA 95050  
Tel: 408-244-6319  
CRW



## UNITED STATES PATENT AND TRADEMARK OFFICE

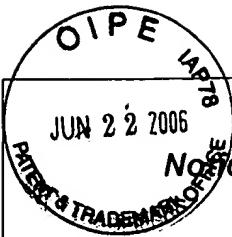
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/875,261	06/05/2001	Todd F. Mozer	000001-000800US	4605
7590	05/16/2006		EXAMINER	
Fountainhead Law Group Suite 509 900 Lafayette Street Santa Clara, CA 95050			LERNER, MARTIN	
		ART UNIT	PAPER NUMBER	2626

DATE MAILED: 05/16/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

**Notice of Abandonment**

Application No.

09/875,261

Applicant(s)

MOZER, TODD F.

Examiner

Art Unit

Martin Lerner

2626

*-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--*

This application is abandoned in view of:

1.  Applicant's failure to timely file a proper reply to the Office letter mailed on 19 September 2005.
  - (a)  A reply was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply (including a total extension of time of \_\_\_\_\_ month(s)) which expired on \_\_\_\_\_.
  - (b)  A proposed reply was received on \_\_\_\_\_, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection.  
(A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
  - (c)  A reply was received on \_\_\_\_\_ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
  - (d)  No reply has been received.
2.  Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
  - (a)  The issue fee and publication fee, if applicable, was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
  - (b)  The submitted fee of \$\_\_\_\_\_ is insufficient. A balance of \$\_\_\_\_\_ is due.  
The issue fee required by 37 CFR 1.18 is \$\_\_\_\_\_. The publication fee, if required by 37 CFR 1.18(d), is \$\_\_\_\_\_.
  - (c)  The issue fee and publication fee, if applicable, has not been received.
3.  Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
  - (a)  Proposed corrected drawings were received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply.
  - (b)  No corrected drawings have been received.
4.  The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5.  The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6.  The decision by the Board of Patent Appeals and Interference rendered on \_\_\_\_\_ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7.  The reason(s) below:

Martin Lerner  
Examiner  
Art Unit 2626

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.

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## Country Application

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Monday, June 19, 2006

Page: 1

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**Client-Matter:** 00001-0008

**Country:** US

**SubCase:** 00

**Client:** Sensory Incorporated

United States of America

**Case Type:** PRI

**Application Status:** Published

**Application Number:** 09/875,261

**Filing Date:** 05-Jun-2001

**Publication Number:** US-2002-0194003-A1

**Publication Date:** 19-Dec-2002

**Patent Number:**

**Issue Date:**

**Parent/PCT Number:**

**Parent/PCT Date :**

**Parent Issue Number:**

**Parent Issue Date :**

**Tax Schedule:** SE

**Expiration Date:**

**Confirmation #:** 4605

**Patent Term Adjustment:** 0

**Agent:**

**Agent Reference #:**

**Family Reference:**

# Country Application

Monday, June 19, 2006

Page: 2

## List Of Actions

Action(s) Due	Due Date		Action Taken
Information Disclosure Stmt	05-Sep-2001	Due Date	28-Apr-2003
Foreign Filing Follow Up Date	12-Nov-2001	Due Date	12-Nov-2001
Foreign Filing Reminder	05-Dec-2001	Reminder	12-May-2001
Foreign Filing Due	05-Jun-2002	Final	12-May-2001
18 month Publication	05-Dec-2002	Due Date	19-Dec-2002
Application Status Check	05-Dec-2002	Due Date	
Publication Follow Up Date	19-Jun-2003	Due Date	19-Jun-2003
Information Dis Follow Up Date	28-Oct-2003	Due Date	28-Oct-2003
1 Month to Due Date	13-Nov-2004	Reminder	13-Dec-2004
3 Month Due Date	13-Dec-2004	Due Date	13-Dec-2004
1st Extension	13-Jan-2005	Reminder	13-Dec-2004
2nd Extension	13-Feb-2005	Reminder	13-Dec-2004
2 Weeks to Final Date	28-Feb-2005	Due Date	13-Dec-2004
6 Month Final	13-Mar-2005	Final	13-Dec-2004
1 Month to Due Date	14-Jun-2005	Reminder	08-Aug-2005
3 Month Due Date	14-Jul-2005	Due Date	08-Aug-2005
1st Extension	14-Aug-2005	Reminder	08-Aug-2005
2nd Extension	14-Sep-2005	Reminder	08-Aug-2005
2 Weeks to Final Date	29-Sep-2005	Due Date	08-Aug-2005
6 Month Final	14-Oct-2005	Final	08-Aug-2005

**Created By:** PatAdmin

**User ID:** PatAdmin

**Date Created:** 09-May-2005

**Last Update:** 09-May-2005

Organization TC 2600 Bldg./Room KNOX

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COMMISSIONER FOR PATENTS

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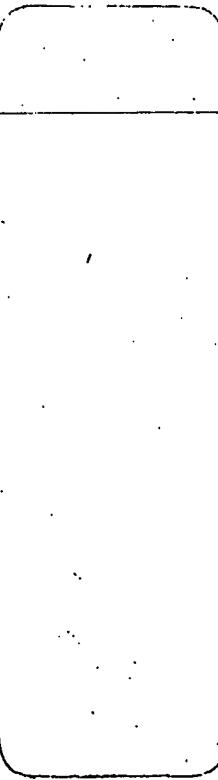
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OFFICIAL BUSINESS

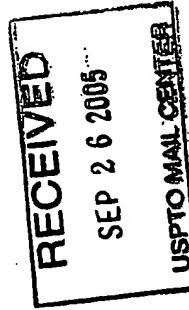
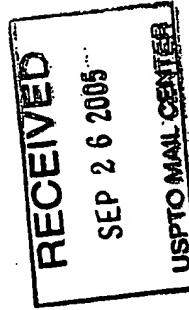
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NO SUCH  
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/875,261	06/05/2001	Todd F. Mozer	016757-000800US	4605

7590 09/19/2005

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OIPE/IAP

EXAMINER

LERNER, MARTIN

ART UNIT

PAPER NUMBER

2654

DATE MAILED: 09/19/2005

SEP 27 2005

Please find below and/or attached an Office communication concerning this application or proceeding.



PTO/SB/21 (09-04)  
Approved for use through 07/31/2006. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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## TRANSMITTAL FORM

*(to be used for all correspondence after initial filing)*

Total Number of Pages in This Submission 13

Application Number	09/875,261
Filing Date	June 5, 2001
First Named Inventor	Todd F. Mozer
Art Unit	2654
Examiner Name	Martin Lerner

Attorney Docket Number 000001-000800US